

Todd Rosenbaum  
212 692 6819  
[tfrosenbaum@mintz.com](mailto:tfrosenbaum@mintz.com)



919 Third Avenue  
New York, NY 10022  
212 935 3000  
[mintz.com](http://mintz.com)

February 9, 2024

**VIA ECF AND FAX ((212) 805-7942)**

Hon. Alvin K. Hellerstein  
United States District Judge  
Southern District of New York  
Daniel Patrick Moynihan  
United States Courthouse  
500 Pearl Street  
New York, NY 10007

A suggestion of settlement having been made, this case is dismissed. If the settlement is not consummated within 45 days of this order, or an authorized enlarged date, either party may apply by letter for restoration of the action within 10 days after the close of said period. All pending court dates are cancelled. The Clerk is directed to close the case.

SO ORDERED.

Dated: 2/9/24  
New York, New York

/s/ Alvin K. Hellerstein  
Alvin K. Hellerstein  
United States District Judge

**Re: Del Rosario, et al. v. Baldor Specialty Foods, Inc., 1:23-cv-03580-AKH**

Dear Judge Hellerstein:

This firm represents Defendant Baldor Specialty Foods, Inc. in connection with the above-referenced action (the "Action") and submits this letter on behalf of all parties.

The parties are pleased to report that they have reached an agreement in principle on terms to settle this Action. Therefore, the parties respectfully request that the Court stay all deadlines in the Action for forty-five (45) days while the parties work to document and submit the settlement for the Court's approval.

Plaintiffs intend to file preliminary approval papers by March 25, 2024. The parties will update the Court by that date if Plaintiffs are unable to file the preliminary approval papers by then.

We thank the Court for its continued attention to this matter.

Respectfully submitted,

MINTZ LEVIN COHN FERRIS  
GLOVSKY AND POPEO P.C.

/s/ Todd Rosenbaum  
Todd Rosenbaum, Esq.  
919 Third Avenue  
New York, NY 10022  
P: (212) 935-3000  
F: (212) 983-3115  
[TFRosenbaum@mintz.com](mailto:TFRosenbaum@mintz.com)

*Counsel for Baldor Specialty Foods, Inc.*

**MINTZ**

February 9, 2024  
Page 2



cc: Raina C. Borrelli, Esq. (via ECF)  
James Jackson Bilborrow (via ECF)  
*Counsel for Plaintiffs*